

BEST AVAILABLE COPY

03/16/2006 16:47 FAX 9192868199

NOORE-VAN-ALLEN

001/012

**RECEIVED
CENTRAL FAX CENTER****MAR 16 2006****FACSIMILE****Moore&VanAllen**

FROM	Michael G. Johnston
DATE	March 16, 2006
TIME	

PAGES INCLUDING COVER SHEET	12	USER NUMBER	8308
CLIENT/MATTER	028647-000021		

- NO CONFIRMATION COPY OF THIS FACSIMILE WILL BE SENT.
 A CONFIRMATION COPY OF THIS FACSIMILE WILL BE SENT VIA REGULAR MAIL.
 A CONFIRMATION COPY OF THIS FACSIMILE WILL BE SENT VIA OVERNIGHT MAIL.
 A CONFIRMATION COPY OF THIS FACSIMILE WILL BE SENT VIA CERTIFIED MAIL.

Michael Johnston
Registered Patent AttorneyT 919 286 8037
F 919 416 8337
mikejohnston@mvalaw.com**Moore & Van Allen PLLC**Suite 500
430 Davis Drive
PO Box 13706
Research Triangle Park, NC 27709**Courier:**
Suite 500
430 Davis Drive
Morrisville, NC 27560**Attention:**

	NAME	COMPANY	TELEPHONE	FACSIMILE
1	Frank M. Lawrence, Jr.	USPTO		(571) 273-8300
2				
3				
4				
5				
6				
7				

Remarks:

Application No.: 10/723,980
 Filing Date: November 26, 2003
 Applicant: Jordan, John L., Sr.

CERTIFICATE OF FACSIMILE
 I hereby certify that this Correspondence is
 being sent via facsimile to The United States
 Patent and Trademark Office, on March 16,
 2006 to the fax number listed herein.

Patricia L. Pontello

To comply with certain U.S. Treasury regulations, we inform you that, unless expressly stated otherwise, any U.S. Federal tax advice contained in this fax, including attachments, is not intended or written to be used, and cannot be used, by any person for the purpose of avoiding any penalties that may be imposed by the Internal Revenue Service.

IF FAX IS ILLEGIBLE OR INCOMPLETE, PLEASE CALL _____ AT 919 286 8180 OR 800 333 3729.

Unless otherwise indicated, a facsimile machine printout of this document shall be considered an original counterpart of the document, and a writing with the sender's signature, if any, printed thereon deemed an original signature. The information contained in this facsimile message is attorney privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is wrongful and may subject you to civil liability. If you have received this communication in error, please immediately notify us by telephone, and return the original message to us at the above address via the U.S. Postal Service. Thank you.

Charlotte, NC
Charleston, SC

**RECEIVED
CENTRAL FAX CENTER
MAR 16 2006**

Effective on 12/08/2004
Fees pursuant to the Consolidated Appropriations Act 2005 (H.R. 4818)
**Fee Transmittal
For FY 2005**

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT \$400.00

<i>Complete if Known</i>	
Application Number	10/723,980
Filing Date	November 28, 2003
First Named Inventor	Jordan, John L., Sr.
Examiner Name	Frank M. Lawrence, Jr.
Art unit	1724
Attorney Docket No.	028847-000021

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order None Other (please identify): _____

Deposit Account Deposit Account Number: 13-4365 Deposit Account Name: Moore & Van Allen PLLC

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee
 Charge any additional fee(s) or underpayments of fee(s) Credit any overpayments

under 37 CFR 1.16 and 1.17

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2036.

FEES CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

<u>Application Type</u>	<u>FILING FEES</u>		<u>SEARCH FEES</u>		<u>EXAMINATION FEES</u>		<u>Small Entity Fee (\$)</u>	<u>Fees Paid (\$)</u>
	<u>Fee (\$)</u>	<u>Small Entity Fee (\$)</u>	<u>Fee (\$)</u>	<u>Small Entity Fee (\$)</u>	<u>Fee (\$)</u>	<u>Small Entity Fee (\$)</u>		
Utility	300	150	500	250	200	100		
Design	200	100	100	50	130	65		
Plant	200	300	300	150	160	80		
Reissue	300	500	500	250	600	300		
Provisional	200	100	0	0	0	0		

2. EXCESS CLAIM FEES

Fee Description

Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent

<u>Small Entity Fee (\$)</u>	<u>Fee (\$)</u>
----------------------------------	-----------------

50 25

Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent

200 100

Multiple dependent claims

360 180

Total Claims

- 20 or HP = Extra Claims Fee (\$) Fee Paid (\$)

Multiple Dependent Claims

Fee (\$) Fee Paid (\$)

HP = highest number of total claims paid for, if greater than 20

Indep. Claims Extra Claims Fee (\$) Fee Paid (\$)

- 3 or HP = 4 x 100.00 = 400.00

HP = highest number of independent claims paid for, if greater than 3

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity)
for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

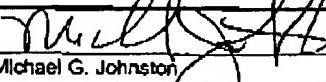
<u>Total Sheets</u>	<u>Extra Sheets</u>	<u>Number of each additional 50 or fraction thereof</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
- 100 =	/50 =	(round up to a whole number) x		

4. OTHER FEES

Non-English Specifications, \$130 fee (no small entity discount)

Other: _____

SUBMITTED BY

Signature		Registration No. 38,194 (Attorney/Agent)	Telephone 919-286-8000
Name (Print/Type)	Michael G. Johnston		Date March 16, 2006

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
CENTRAL FAX CENTER
MAR 16 2006

Appl. No. : 10/723,980 Confirmation No.: 9496
Applicant : John L. Jordan, Sr., et al.
Filed : November 26, 2003
T.C./A.U. : 1724
Examiner : Frank M. Lawrence, Jr.
Docket No. : 028647-000021
Customer No. : 24,239

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

AMENDMENT

Sir:

In response to the Office Action of December 16, 2005, please amend the above-identified application as follows. The Commissioner is authorized to charge excess claims fee added by this amendment to deposit account no. 13-4365. The Commissioner is hereby authorized to debit any extra amount owed or to credit any extra amount paid to deposit account no. 13-4365.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 10 of this paper.

03/17/2006 HTECKLU1 00000110 134365 10723980

01 FC:2201 400.00 DA

TRJ\1343867v1